IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1171 OF 2005
IN
SUIT NO.565 OF 2002

Smt.Maniben C. Dalal ....Plaintiff
V/s.
Rita Kishore Chheda ....Defendant

Mr.K.L. Parab for the Plaintiff.
Mr.Uday Bobade with Mrs.S.M. Takavade i/b Mr.M.P. Takavade for the Defendant.

CORAM : S.J. VAZIFDAR, J.
DATED : 30TH JANUARY, 2006.

P.C. :

1. Both the learned counsel agree that the result of this Chamber Summons follows from Chamber Summons No.1170 of 2005. In the circumstances, the following order is passed :-

2. In the circumstances, the Chamber Summons is made absolute in terms of prayer (a). However, the amendment sought with respect to paragraphs 21(b), (c), (d) and (e) and the amendment seeking to introduce the prayers (a-3) and (a-4) are disallowed with liberty to the Defendant to urge this point and defence in suit No.1340 of 1994. The above statement of Mr.Bobade is also accepted namely that it will not

be contended in suit No.1340 of 1994 that the defence of the Defendant therein i.e. Plaintiff herein is prejudiced merely by reason of the document being registered. The amendment to be carried out within four weeks from today.